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**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA**

STATE OF ARIZONA,

Plaintiff,

v.

**ANTONIO VERBERA (001),
ROSALBA PACHECO (002),
IRMA ADRIANA PALACIOS (003),**

Defendants.

Case No:

60 SGJ 96

INDICTMENT

CHARGING VIOLATIONS OF:

**COUNT 1 (001): FRAUDULENT
SCHEMES AND ARTIFICES**, a Class 2
Felony, in violation of A.R.S. § 13-2310

**COUNT 2 (001, 003): ILLEGALLY
CONDUCTING AN ENTERPRISE**, a
Class 3 Felony, in violation of A.R.S. § 13-
2312

**COUNT 3 (001, 002, 003) : MONEY
LAUNDERING**, a Class 3 Felony, in
violation of A.R.S. § 13-2317

**COUNTS 4-5 (001): SMUGGLING OF
HUMAN BEINGS**, Class 4 Felonies, in
violation of A.R.S. § 13-2319

COUNT 6 (001, 002, 003): CONSPIRACY TO COMMIT SMUGGLING OF HUMAN BEINGS, a Class 4 Felony in violation of A.R.S. §§ 13-2319, 13-1003

COUNTS 7 & 8 (002): SMUGGLING OF HUMAN BEINGS, Class 4 Felonies, in violation of A.R.S. § 13-2319

COUNT 9 (002): ILLEGALLY CONDUCTING AN ENTERPRISE, a Class 3 Felony, in violation of A.R.S. § 13-2312

COUNT 10 (003): SMUGGLING OF HUMAN BEINGS, a Class 4 Felony, in violation of A.R.S. § 13-2319

The Arizona State Grand Jury accuses **ANTONIO VERBERA, ROSALBA PACHECO**, and **IRMA ADRIANA PALACIOS**, charging on this 19th day of March 2007 that in or from Maricopa County, Arizona:

COUNT 1

(FRAUDULENT SCHEMES AND ARTIFICES)

Between December 1, 2006 and December 31, 2006, **ANTONIO VERBERA**, pursuant to a scheme or artifice to defraud, knowingly obtained a benefit by means of false or fraudulent pretenses, representations, promises or material omissions, by receiving United States Currency for the obtaining of airline tickets for the purpose of smuggling of human beings, in violation of A.R.S. §§13-2310, 13-2301, 13-301, 13-302, 13-303, 13-304, 13-610, 13-701, 13-702, 13-702.01 and 13-801.

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COUNT 2

(LLEGALLY CONDUCTING AN ENTERPRISE)

Between December 1, 2006 and December 31, 2006, **ANTONIO VERBERA** and **IRMA ADRIANA PALACIOS** knowingly were employed by or associated with an enterprise and conducted such enterprise's affairs through racketeering or participated directly or indirectly in the conduct of any enterprise that the person knew was being conducted through racketeering to-wit: Marina Tours and Travel, in violation of A.R.S. §§13-2312, 13-2301, 13-301, 13-302, 13-303, 13-304, 13-610, 13-701, 13-702, 13-702.01 and 13-801.

The racketeering included smuggling of human beings, fraudulent schemes and artifices and money laundering, as more particularly described in the other counts of this Indictment, which the Grand Jury hereby alleges and incorporates by reference.

COUNT 3

(MONEY LAUNDERING)

On or between December 1, 2006 and December 31, 2006, **ANTONIO VERBERA, ROSALBA PACHEO** and **IRMA ADRIANA PALACIOS** acquired or maintained an interest in, transacted, transferred, transported, received or concealed the existence or nature of racketeering proceeds, knowing or having reason to know that the money was the proceeds of an offense, in violation of A.R.S. §§ 13-2317, 13-2301, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-702.01 and 13-702.01.

The racketeering included smuggling of human beings, fraudulent schemes and artifices and money laundering, as more particularly described in the other counts of this Indictment, which the Grand Jury hereby alleges and incorporates by reference.

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COUNT 4

(SMUGGLING OF HUMAN BEINGS)

On or about December 13, 2006, **ANTONIO VERBERA** intentionally engaged in the transportation or procurement of transportation of persons he knew or had reason to know were not United States citizens, permanent resident aliens or persons otherwise lawfully in this state, and did so for profit, in violation of A.R.S. §§ 13-2319, 13-2301, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 5

(SMUGGLING OF HUMAN BEINGS)

On or about December 14, 2006, **ANTONIO VERBERA** intentionally engaged in the transportation or procurement of transportation of persons he knew or had reason to know were not United States citizens, permanent resident aliens or persons otherwise lawfully in this state, and did so for profit, in violation of A.R.S. §§ 13-2319, 13-2301, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 6

(CONSPIRACY TO COMMIT SMUGGLING OF HUMAN BEINGS)

On or between December 8, 2006 and December 20, 2006, defendants **ANTONIO VERBERA, ROSALBA PACHECO** and **IRMA ADRIANA PALACIOS**, with the intent to promote or aid the commission of smuggling of human beings, agreed with each other or another person or persons to engage in conduct constituting the offense of smuggling in human beings, by engaging in the transportation or procurement of transportation of persons they knew or had reason to know were not United States citizens, permanent resident aliens or persons otherwise lawfully in this state, and did so for profit, agreed with each other or another person or persons to engage in conduct

constituting the offense of smuggling in human beings, and one or more of the parties committed an overt act in furtherance of such offense. Such overt act or acts included, but are not limited to, the receipt of United States currency for the purpose of smuggling of human beings, the procurement of transportation for the purpose of smuggling of human beings, the smuggling of human beings, and/or the housing of human beings for the purpose of smuggling of human beings, in violation of A.R.S. §§13-2319, 13-2301, 13-1003, 13-610, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 7

(SMUGGLING OF HUMAN BEINGS)

On or about December 8, 2006, **ROSALBA PACHECO** intentionally engaged in the transportation or procurement of transportation of persons she knew or had reason to know were not United States citizens, permanent resident aliens or persons otherwise lawfully in this state, and did so for profit, in violation of A.R.S. §§ 13-2319, 13-2301, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 8

(SMUGGLING OF HUMAN BEINGS)

On or about December 12, 2006, **ROSALBA PACHECO** intentionally engaged in the transportation or procurement of transportation of persons she knew or had reason to know were not United States citizens, permanent resident aliens or persons otherwise lawfully in this state, and did so for profit, in violation of A.R.S. §§ 13-2319, 13-2301, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-702.01 and 13-801.

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COUNT 9

(ILLEGALLY CONDUCTING AN ENTERPRISE)

Between December 8, 2006 and December 12, 2006, **ROSALBA PACHECO**, knowingly was employed by or associated with an enterprise and conducted such enterprise's affairs through racketeering or participated directly or indirectly in the conduct of any enterprise that the person knew was being conducted through racketeering to-wit: Marina Tours and Travel, in violation of A.R.S. §§13-2312, 13-2301, 13-301, 13-302, 13-303, 13-304, 13-610, 13-701, 13-702, 13-702.01 and 13-801.

The racketeering included smuggling of human beings, fraudulent schemes and artifices and money laundering, as more particularly described in the other counts of this Indictment, which the Grand Jury hereby alleges and incorporates by reference.

COUNT 10

(SMUGGLING OF HUMAN BEINGS)

On or about December 20, 2006, **IRMA ADRIANA PALACIOS**, intentionally engaged in the transportation or procurement of transportation of persons she knew or had reason to know were not United States citizens, permanent resident aliens or persons otherwise lawfully in this state, and did so for profit, in violation of A.R.S. §§13-2319, 13-2301, 13-301, 13-302, 13-303, 13-610, 13-701, 13-702, 13-702.01 and 13-801.

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Pursuant to A.R.S. § 21-425, the State Grand Jurors find that the offenses described above were committed in Maricopa County, Arizona.

(A "True Bill")

TERRY GODDARD
ATTORNEY GENERAL
STATE OF ARIZONA

Dated: _____

THEODORE CAMPAGNOLO
Assistant Attorney General

Foreperson of the State Grand Jury